

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

FILED

SEP 13 2007

SUSAN RAE OWENS

SUMMONS IN A CIVIL CASE

CASE NUMBER:

V.
ERICA L. BRACHFELD, A PROFESSIONAL
CORPORATION, and ERICA LYNN
BRACHFELD

C07 04400 PVI

TO:

Erica Lynn Brachfeld
20300 South Vermont Avenue, Suite 120
Torrance, California 90502-1349

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY

Fred W. Schwinn, Esq.
Consumer Law Center, Inc.
12 South First Street, Suite 416
San Jose, CA 95113-2404

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgement by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

RICHARD W. WIEKING

CLERK

Aug 27.07
DATE

Ismael Salazar-Horne
(BY) DEPUTY CLERK

POS-010

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Fred W Schwinn, 225575 CONSUMER LAW CENTER 12 S 1ST ST STE 1014 SAN JOSE, CA 95113-2403 TELEPHONE NO.: (408) 294-6100 ATTORNEY FOR (Name): Plaintiff	FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF United States District Court 280 S. First St. #2112 San Jose, CA 95113-3008	
PLAINTIFF/PETITIONER: Susan Rae Owens DEFENDANT/RESPONDENT: Erica L. Brachfeld, APC, et al.	CASE NUMBER: C07-04400-PVT
PROOF OF SERVICE OF SUMMONS	Ref. No. or File No.: none

1. At the time of service I was a citizen of the United States, at least 18 years of age and not a party to this action.
2. I served copies of: Summons, Complaint, Order Setting Initial Case Management Conference, Standing Order Regarding Case Management in Civil Cases, Standing Order for Civil Practice in Cases Assigned for All Purposes to Magistrate Judge, Notice of Assignment of Case to a United States Magistrate Judge, Consent to Proceed Before a United States Magistrate Judge, Declination to Proceed Before a Magistrate Judge, ECF Registration Information
3. a. Party served: Erica Lynn Brachfeld

b. Person Served: R. LAUZON (M/Cauc/190-210lbs/5'5" - 6'/35-45yo) - Person in Charge of Office

4. Address where the party was served: 20300 South Vermont Avenue Suite 120
Torrance, CA 90502

5. I served the party

b. **by substituted service.** On (date): September 4, 2007 at (time): 11:03 am I left the documents listed in item 2 with or in the presence of: R. LAUZON (M/Cauc/190-210lbs/5'5"

(1) **(business)** a person at least 18 years of age apparently in charge at the office or usual place of business of the person to be served. I informed him or her of the general nature of the papers.

(4) A declaration of mailing is attached.

(5) I attach a declaration of diligence stating actions taken first to attempt personal service.

6. The "Notice to the Person Served" (on the summons) was completed as follows:

a. as an individual defendant.

7. Person who served papers

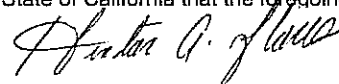
- a. Name: Hector A. Flores
- b. Address: One Legal, Inc. - 132-Marin
504 Redwood Blvd #223
Novato, CA 94947
- c. Telephone number: 415-491-0606
- d. The fee for service was: \$: 39.50
- e. I am:
 - (3) registered California process server.
 - (i) Employee or independent contractor.
 - (ii) Registration No.: 3863
 - (iii) County LOS ANGELES

8. I declare under penalty of perjury under the laws of the United States of America and the State of California that the foregoing is true and correct.

Date: September 10, 2007

Hector A. Flores

(NAME OF PERSON WHO SERVED PAPERS)



(SIGNATURE)

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address): Fred W Schwinn, 225575 CONSUMER LAW CENTER 12 S 1ST ST STE 1014 SAN JOSE, CA 95113-2403		TELEPHONE NO.: (408) 294-6100	FOR COURT USE ONLY	
ATTORNEY FOR (Name): Plaintiff		Ref. No. or File No. none		
Insert name of court, judicial district or branch court, if any: United States District Court 280 S. First St. #2112 San Jose, CA 95113-3008				
PLAINTIFF: Susan Rae Owens				
DEFENDANT: Erica L. Brachfeld, APC, et al.				
DECLARATION OF DILIGENCE				CASE NUMBER: C07-04400-PVT

I received the within process on August 29, 2007 and that after due and diligent effort I have been unable to personally serve said party. The following itemization of the dates and times of attempts details the efforts required to effect personal service. Additional costs for diligence are recoverable under CCP §1033.5 (a)(4)(B).

PARTY SERVED: Erica Lynn Brachfeld

BY FAX

(1) BUSINESS: Brachfeld & Associates 20300 South Vermont Avenue, Suite 120, Torrance, CA 90502


As enumerated below:

August 30, 2007 03:10 PM at address (1) above. Not in..
August 31, 2007 10:18 AM at address (1) above. Not in..

Registered California process server.
County: LOS ANGELES
Registration No.: 3863
Expiration: March 13, 2008

Hector A. Flores
One Legal, Inc.
504 Redwood Blvd #223
Novato CA 94947

I declare under penalty of perjury under the laws of the United States of America and the State of California that the foregoing is true and correct and that this declaration was executed on September 10, 2007 at Los Angeles,



Hector A. Flores

FF# 6647390

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address): Fred W Schwinn, 225575 CONSUMER LAW CENTER 12 S 1ST ST STE 1014 SAN JOSE, CA 95113-2403		TELEPHONE NO.: (408) 294-6100	FOR COURT USE ONLY	
ATTORNEY FOR (Name): Plaintiff		Ref. No. or File No. none		
Insert name of court, judicial district or branch court, if any: United States District Court 280 S. First St. #2112 San Jose, CA 95113-3008				
PLAINTIFF: Susan Rae Owens				
DEFENDANT: Erica L. Brachfeld, APC, et al.				
PROOF OF SERVICE BY MAIL				CASE NUMBER: C07-04400-PVT

I am a citizen of the United States, over the age of 18 and not a party to the within action. My business address is 504 Redwood Blvd #223, Novato, CA 94947.

On September 10, 2007, after substituted service under section CCP 415.20(a) or 415.20(b) or FRCIV.P 4(d)(1) was made, I mailed copies of the:

BY FAX

Summons, Complaint, Order Setting Initial Case Management Conference, Standing Order Regarding Case Management in Civil Cases, Standing Order for Civil Practice in Cases Assignd for All Purposes to Magistrate Judge, Notice of Assignment of Case to a United States Magistrate Judge, Consent to Proceed Before a United States Magistrate Judge, Declination to Proceed Before a Magistrate Judge, ECF Registration Information Handout, ADR Package

to the person to be served at the place where the copies were left by placing a true copy thereof enclosed in a sealed envelope, with First Class postage thereon fully prepaid, in the United States Mail at Los Angeles, CA, California, addressed as follows:

Erica Lynn Brachfeld
20300 South Vermont Avenue, Suite 120
Torrance, CA 90502

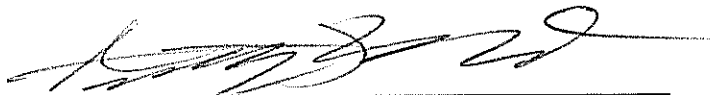
I am readily familiar with the firm's practice for collection and processing of documents for mailing. Under that practice, it would be deposited within the United States Postal Service, on that same day, with postage thereon fully prepaid, in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one (1) day after date of deposit for mailing in affidavit.

\$: 39.50

Fee for Service:

Anthony Espinosa
One Legal, Inc.
504 Redwood Blvd #223
Novato, CA 94947

I declare under penalty of perjury under the laws of the United States of America and the State of California that the foregoing is true and correct and that this declaration was executed on September 10, 2007 at Los Angeles,



Anthony Espinosa

ONE LEGAL, INC.**CONFIRMATION For Service of Process**

Date: 9/10/2007

ONE LEGAL, INC. CONFIRMATION FOR ORDER NO: 6647390

Customer CONSUMER LAW CENTER
 Customer No. 0055054
 Address 12 S 1ST ST STE 1014
 SAN JOSE, CA 95113-2403

Attorney Fred W Schwinn
 Attorney e-mail fred.schwinn@sjconsumerlaw.com
 Contact Fred W Schwinn
 Contact e-mail fred.schwinn@sjconsumerlaw.com
 Contact Phone (408) 294-6100 Ext 111
 Contact Fax (408) 294-6190
 Law Firm File Number none

Case Information:

Case Number C07-04400-PVT
 County SANTA CLARA
 Court Northern District of California
 Case Short Title Susan Rae Owens vs. Erica L. Brachfeld, APC, et al.

Documents Received:**No. Docs: 11 No. Pgs: 58**

Summons, Complaint, Order Setting Initial Case Management Conference, Standing Order Regarding Case Management in Civil Cases, Standing Order for Civil Practice in Cases Assignd for All Purposes to Magistrate Judge, Notice of Assignment of Case to a United States Magistrate Judge, Consent to Proceed Before a United States Magistrate Judge, Declination to Proceed Before a Magistrate Judge, ECF Registration Information Handout, ADR Package

Party to Serve: Erica Lynn Brachfeld

Service address: 20300 South Vermont Avenue
Suite 120**This is a Confirmation Only. Not an Invoice!**

Notes:	Services:	Summary of Charges:
Service Status: Served	Additional Entities Declaration of Diligence Copies	15.00 10.00 14.50
	Check No.	Total: 39.50

Attached is your proof of service that is ready for filing in accordance with CRC2005. If you have any questions, you encounter any problems filing this document or would like One Legal to file the proof of service for you, please contact:

SOP Southern Branch, Ph: 213-617-1212, Fx: 213-617-4717

Thank you for choosing One Legal for your process serving needs.